## PATENT APPLICATION DOCKET NO.: 3265.1001-000

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS

Mitchell & Sanders

Serial No.:

09/848,781

Group:

1645

JUN 17 2001

Filed:

May 3, 2001

Examiner:

Shahnan Shah, Khatol S.

LELY GLAME A ARRONG

Confirmation No.: 6639

For:

A DEVICE FOR DETECTING BACTERIAL CONTAMINATION

AND METHOD OF USE

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06/15/2004 JADDO1

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Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 8, 2003 of the Examiner finally rejecting claims 1-3, 10 and 12. The item(s) checked below are appropriate:

1.	[X]	Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated December 8, 2003 for three months from March 8, 2004 to June 8, 2004.						
2.	[ ]	A [ ] month extension of time to respond to the Office Action Made Fina dated [ ] was filed on [ ] with payment of a \$[ ] fee.						
		[ ] Applicant hereby petitions for an additional [ ] month extension of time to respond to the Office Action Made Final.						
3.	[ ]	A Request for Oral Hearing before the Board of Patent Appeals and Interferences						

is being filed concurrently herewith.

4.	Fees a	re submitted for the follo	wing	:				
	[X]	Extension of Time for the	hree 1	months			\$	475
	[]	Additional Extension of	Tim	e:				
		Fee for Extension	([	] mo.)	9	S		
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		Balance of fee due					\$	0
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		Respectfully submitted,						
				HAM	IILTON, I	BROOK, SMITI	H, RI	EYNOLDS, P.C.
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Concord, MA 01742-9133 Date: June 1, 2004 JUN 1 4 2004

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## FORMER BOARD OF PATENT APPEALS AND INTERFERENCES

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June 8, 2004

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Concord, MA 01742-9133
Date: June 1, 2007